

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
WESTERN DIVISION

RAFAEL FRANCO

PLAINTIFF

VS.

CIVIL ACTION NO. 5:06-cv-190-DCB-MTP

CONSTANCE REESE, Warden

DEFENDANT

FINAL JUDGMENT

This cause having come before the Court on Magistrate Judge Michael T. Parker's Report and Recommendation of April 18, 2007, and the Court having adopted the report and recommendation in an Order of even date herewith; finding that the petition for relief pursuant to 28 U.S.C. § 2241 should be denied without prejudice for failure to exhaust administrative remedies; accordingly,

IT IS HEREBY ORDERED AND ADJUDGED that this cause is dismissed without prejudice.

SO ORDERED, this the 21<sup>ST</sup> day of June, 2007.

s/ David Bramlette  
UNITED STATES DISTRICT JUDGE